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July 17, 2023

Via ECF

Hon. Loretta A. Preska
United States District Court for the Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, NY 10007

Re: *Petersen Energía Inversora, S.A.U. v. Argentine Republic*, No. 15-cv-2739 (“*Petersen*”)
Eton Park Capital Management, L.P. v. Argentine Republic, No. 16-cv-8569 (“*Eton Park*”)

Dear Judge Preska:

As agreed by the parties, Plaintiffs submit the attached compendium of foreign law sources and translations on which they may rely in the upcoming damages hearing and related briefing. All of Plaintiffs’ sources were previously produced or cited by the parties in the course of this litigation.

Argentina has indicated that it intends to use new foreign legal sources that it has never before produced or relied on, despite the years of discovery, motions, and briefing in this case. It included three such sources in its Compendium of Foreign Legal Authorities, which it reserved the right to supplement. *See* ECF Nos. 469-41, 469-42, 469-43.¹ Argentina has not explained why it failed to produce or cite these decades-old sources earlier. It has not, for example, indicated that its new sources are limited to intervening authorities that have been handed down since the close of expert discovery. *Cf.* Federal Rule of Appellate Procedure 28(j).

Plaintiffs object to this latest eleventh-hour maneuver by Argentina, which would prejudice Plaintiffs and undermine the efficiency of this litigation. As the Court has already admonished, the fact that the issues in this case have now narrowed to two issues is not an excuse to introduce new evidence and theories on issues that have been present in the case since the outset. *See* ECF No. 464. Argentina should not be allowed to spring new surprises on Plaintiffs and the Court at this late stage. If the Court nevertheless permits Argentina to rely on

¹ Docket citations are to *Petersen*, Case No. 15-cv-2739.

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new materials, there are additional foreign law sources that support Plaintiffs' positions, which fairness would dictate should then be added to Plaintiffs' compendium.

Respectfully submitted,

/s/Andrew E. Goldsmith

Cc: All counsel of record via ECF

Plaintiffs request that the Court bar the Republic from submitting additional foreign legal authority is denied. Plaintiffs cite no authority for the proposition that a party is precluded from relying on foreign legal authority at trial if that authority was not previously disclosed. The Republic may submit and rely on the sources contained in its Compendium of Foreign Legal Authorities. Plaintiffs may supplement their compendium by July 25, 2023.

SO ORDERED.

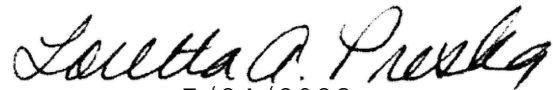

7/24/2023

Exhibit No.	Description	Produced at Beg-Bates	Produced at End-Bates
PLA-1	National Constitution of Argentina	AR00075079	AR00075100
PLA-2	Civil and Commercial Code of Argentina (excerpted)	PT GARRO 000000540	PT GARRO 000000562
PLA-3	Civil and Commercial Code of Argentina (excerpted)		
PLA-4	Civil Code of Argentina (excerpted translations highlighted in Spanish original)		
PLA-5	Commercial Code (excerpted)		
PLA-6	Argentine Companies Law (Law 19,550)		
PLA-7	General Expropriation Law (Law No. 21,499)	AR00076079	AR00076086
PLA-8	<i>Algodonera Lavallol S.A s/quiebra</i> , Corte Suprema de Justicia de la Nacion, 20 abril 2010	AR00081894	AR00081904
PLA-9	<i>All Food S.A. s/Concurso Preventivo s/Incidente de Revision de Credito de Garantia de Valores S.G.R.</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala F, 18 July 2015	PT_GARRO_000000001	PT_GARRO_000000003
PLA-10	<i>Almiron, Santa Brigida c. Origenes Seguros De Retiro S.A. s/Ordinario</i> , CNCom, Div. A, 6 Mar. 2018	PT_GARRO_000000004; PT ROVIRA 000000322	PT_GARRO_000000022; PT ROVIRA 000000340
PLA-11	<i>Argencip S.A v. Fondo Compensador Para Jubilados Y Pensionados Telefonicos</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala AC (30/06/2010), TR LALEY 70064466	PT_GARRO_000000023	PT_GARRO_000000033
PLA-12	<i>Balogh Kovacs, Nicolás Francisco c. Telemultitec SA y otro s/ Ejecutivo</i> , Cámara Nacional de Apelaciones en lo Comercial, sala C (10/04/2018), TR LALEY AR/JUR/5126/2018	AR00111071	AR00111072
PLA-13	<i>Banise S.A. c/Monaco Carlos Alberto y Otros s/Ejecutivo</i> , Cámara Nacional de Apelaciones en lo Comercial, 39.933/2004, 20 April 2018	PT_ROVIRA_000000425	PT_ROVIRA_000000431
PLA-14	<i>Bargero, Carolina y Otro cl Lan Airlines S.A. y Otro s/Perdida/Daño de Equipaje</i> , Cámara Nacional de Apelaciones en lo Civil y Comercial Federal, Sala II, 2 June 2021		
PLA-15	<i>Bengen, Alvaro Arcadio c/ HSBC Seguros de Vida Argentina S.A. s/Ordinario</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala E, 12 July 2018	PT_GARRO_000000119	PT_GARRO_000000130
PLA-16	<i>Betheder y Cia F. c. FF.CC. Provincia de Buneos Aires</i> , Camara Nacional Comercial, Sala B, agosto 1952	PT_GARRO_000000589	PT_GARRO_000000597
PLA-17	<i>Bicondoa Mendiboure Mabel Noemi c/ Zalawas Marcelo Manuel s/ Ejecutivo</i> , CNCom., Div. C, 22 December 2015	AR00111073	AR00111079
PLA-18	<i>Bovero Nilda Maria c/ Poder Ejecutivo Nacional y otro s/proceso de conocimiento</i> , Cámara Civil y Comercial Federal, Sala III, 21 June 2017	AR00111115	AR00111123
PLA-19	Bueres, Alberto J. (director), Highton, Elena I., <i>Código Civil y normas complementarias. Análisis doctrinario y jurisprudencial</i> . Tomo 2 A, Buenos Aires, Hammurabi, p. 324	AR00080585	AR00080587
PLA-20	<i>Bustelo, Cesar D. c. La Meridional, Cfa. de seguros</i> , Camara Nacional de Apelaciones en lo Comercial, Sala D (29/09/1989), TR LALEY AR/JUR/1140/1989	PT_ROVIRA_000001057	PT_ROVIRA_000001062
PLA-21	<i>Caserta, Daniel c/ Bovone, Adrian Guillermo s/ Ejecutivo</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala D, 11 October 2018	PT_GARRO_000000159; PT ROVIRA 000000477	PT_GARRO_000000159; PT ROVIRA 000000477
PLA-22	<i>Chirife, Clara Susana c. Garcia Sale, Jorge Alberto s/ ordinario</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala F (27/12/2016), AR/JUR/102057/2016	PT_GARRO_000000161; PT_ROVIRA_000000546	PT_GARRO_000000166; PT_ROVIRA_000000551
PLA-23	<i>Colome, Eduardo Héctor y Otro c/ Banco de la Nación Argentina s/ Daños y Perjuicios</i> , Camara Civil y Comercial Federal - Sala I, 5 May 2015	AR00111146	AR00111158
PLA-24	<i>Edward Roberto Miguel c/ Ormachea Juan Claudio y Otro s/ Ejecutivo</i> , CNCom., Div. F, 9 February 2010	PT_GARRO_000000415; PT ROVIRA 000000507	PT_GARRO_000000417; PT ROVIRA 000000509
PLA-25	<i>Eminar SRL s/Quiebra s/Incidente de Revision de Credito</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala F, 25 October 2018	PT_GARRO_000000302	PT_GARRO_000000306
PLA-26	<i>Estado Nacional Estado Mayor Gral. de la Fuerza Aérea c/ Scroppo Francisco y otro s/ Daños y Perjuicios</i> , Cámara Civil y Comercial Federal - Sala I, 16 May 2017	AR00111086	AR00111094
PLA-27	<i>Gargiulo Alicia Elena c/ Pedro Peruilh S.A. s/ Ejecutivo</i> , CNCom., Div. C, 28 June 2018	AR00111068	AR00111070
PLA-28	<i>Genexa S.A. c. Banco de Galicia y Buenos Aires</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala A (27/03/2008), AR/JUR/2677 /2008	PT_GARRO_000000358; PT_ROVIRA_000000503	PT_GARRO_000000361; PT_ROVIRA_000000506

Exhibit No.	Description	Produced at Beg-Bates	Produced at End-Bates
PLA-29	<i>Giardino, Carlos S. c. Dentomat S.A.</i> , Suprema Corte de Justicia de la Provincia de Buenos Aires (14/08/1979), TR LALEY AR/JUR/1483/1979	PT_GARRO_000000362	PT_GARRO_000000365
PLA-30	<i>Metalurgica Morillo, S. R. L. c. Hissuribehere, Italo A.</i> , Camara de Apelaciones en lo Civil y Comercial de Junin (23/05/1989), TR LALEY AR/JUR/2137/1989	PT_ROVIRA_000000989	PT_ROVIRA_000000993
PLA-31	<i>Oyhanarte, Mario Eloy c. De Simone, Silvana Patricia s/ Ejecutivo, Cámara Nacional de Apelaciones en lo Comercial</i> , Sala C (13/06/2019), TR LALEY AR/JUR/25033/2019	AR00111049	AR00111050
PLA-32	<i>Papasidero Gabriel Osvaldo y otros c/Aoky S.A. s/ ejecutivo</i> , CNCom, Sala D, 30/09/2014	PT_ROVIRA_000000808	PT_ROVIRA_000000812
PLA-33	<i>Pérez Bonino, Rosana c/ Metlife Seguros de Retiro S.A. s/ amparo</i> , Cámara Civil y Comercial Federal - Sala III, 16 July 2021	AR00111107	AR00111114
PLA-34	<i>Perez Monica Lourdes c. Enriquez Miguel Angel s/Ordinario</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala F, 22 October 2015	PT_GARRO_000000446; PT_ROVIRA_000000529	PT_GARRO_000000462; PT_ROVIRA_000000545
PLA-35	<i>Pichoud, Carlos Oscar v. Piffano, Oscar Rodolfo s/ executive</i> , National Court of Appeals in Commercial Matters, Division F (06/12/2018), TR LALEY AR/JUR/68145/2018	PT_ROVIRA_000000840	PT_ROVIRA_000000841
PLA-36	<i>Pioltino, Dante C. S.A. c. Deutz Argentina S.A.</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala D (20/06/1996), TR LALEY AR/JUR/835/1996	PT_ROVIRA_000000459	PT_ROVIRA_000000472
PLA-37	Pizarro-Vallespinos. <i>Tratado de Responsabilidad Civil</i> , Vol I, Parte General. Rubinzal-Culzoni Editores, Buenos Aires-Santa Fe, 2017, page 302.pdf	PT_ROVIRA_000001455	PT_ROVIRA_000001457
PLA-38	Ramon D. Pizarro y Carlos G. Vallespinos, <i>Instituciones de Derecho Privado. Obligaciones</i> . Tomo 2, pages 536-540	AR00080591	AR00080597
PLA-39	Ramon D. Pizarro, <i>La mora del deudor en el Código Civil y Comercial</i> , TR LALEY AR/DOC/532/2016	PT_GARRO_000000818	PT_GARRO_000000834
PLA-40	<i>Roca Sanitario S.A c/ Blattar S.R.L. s/ Ordinario</i> , Cámara Comercial - Sala C, 8 October 2019	AR00111036	AR00111048
PLA-41	<i>Rodriguez, Dino Omar c/ Malsenido, Cristian Roberto y Otro s/ Ejecutivo</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala F, 2 February 2017	PT_GARRO_000000470	PT_GARRO_000000474
PLA-42	<i>Ruiz Elsa Maria Rosa y Otro c. Metlife Seguros de Retiro S.A. s/Ordinario</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala F, 11 September 2014	PT_GARRO_000000475; PT_ROVIRA_000000510	PT_GARRO_000000493; PT_ROVIRA_000000528
PLA-43	<i>Salones Acevedo S.A. c. G. C., L. A.</i> , Camara Nacional de Apelaciones en lo Civil, Sala F (12/05/1997), TR LALEY AR/JUR/645/1997	PT_ROVIRA_000001042	PT_ROVIRA_000001049
PLA-44	Sandra M. Wierzbza, <i>Régimen actual de la mora</i> , TR LALEY AR/DOC/3527/2017	PT_GARRO_000000906	PT_GARRO_000000915
PLA-45	<i>Scotia Bank Uruguay S.A c/ Banco de la Nación Argentina s/ Incumplimiento de contrato</i> , Cámara Civil y Comercial Federal - Sala I, 16 April 2018	AR00111095	AR00111106
PLA-46	<i>Sociedad def Estado Casa de Moneda c/ Carmelo Pulice y Hnos. S.A. s/ Faltante y/o Averia de Carga Transp Terrestre</i> , Cámara Nacional de Apelaciones en lo Civil y Comercial Federal - Sala II, 17 February 2017	AR00111124	AR00111138
PLA-47	<i>Syngenta Agro SA c. Agrocor Insumos SRL s/ ejecutivo</i> , Cámara Nacional de Apelaciones en lo Comercial, SalaB (27/03/2017), TR LALEY AR/JUR/6953/2017	PT_ROVIRA_000000838	PT_ROVIRA_000000839
PLA-48	<i>T. EL S., V. c/ P., L. s/ Ordinario</i> , Cámara Nacional de Apelaciones en lo Comercial - Sala F (14/02/2019), El Derecho - Digital, 2019 ED-DCCCXXXIX-15		
PLA-49	<i>Tech Data Corporation c/ Soluciones Integrales Corporativas S.A. y otros</i> , CNCom., Div. C, 13 July 2018	AR00111051	AR00111067
PLA-50	<i>Tonni, Juana Victorina cl Banco de la Provincia de Buenos Aires s/Ordinario</i> , Cámara Nacional de Apelaciones en lo Comercial, Sala F, 18 May 2017	PT_GARRO_000000528	PT_GARRO_000000535
PLA-51	<i>Vedebe Trading S.A. c/ Fideicomiso Josa I s/ Ejecucion Prendaria</i> , CNCom., Div. C, 12 November 2015	AR00111080	AR00111085

Exhibit No.	Description	Produced at Beg-Bates	Produced at End-Bates
PLA-52	<i>Vernet Coop de Credito Vicienda y Consumo Ltda c/ Schartz Ariel Gerardo s /Ejecutivo</i> , CNCom., Div. A, 17 December 2010	PT_GARRO_000000567; PT ROVIRA 000000926	PT_GARRO_000000571; PT ROVIRA 000000930
PLA-53	<i>Yacimientos Petroliferos Fiscales c/ Corrientes, Provincia de y Banco de Corrientes s/ cobro de australes</i> , Corte Suprema de Justicia de la Nación, 3 March 1992	AR00110956; PT_BIANCHI_000000664	AR00110974; PT_BIANCHI_000000706